

**SOLID WASTE DEFINITION SUBGROUP
SEPTEMBER 18 & 19, 1997**

DISCUSSION AND DECISIONS

- OSW staff made presentations and answered questions on the proposed comparable fuels exclusion and the commercial chemical products fuel exclusion.
- Industry and environmental organizations representatives all stressed the importance of definition simplicity and clarity to their constituencies.
- Members discussed potential criteria for what is considered a fuel but did not attempt to reach agreement at this meeting.
- The following concept was proposed as being consistent with the statutory and regulatory definitions and also incorporating the concept of defining fuel:

“For purposes of regulation under section 129, solid waste is sludge, garbage, refuse, and any discarded material which is burned. Fuels burned to recovery energy are not solid wastes”.

Then the definition would list fuels and criteria.

- Some had concerns with the wording, but agreed that proceeding with the list and criteria for fuels would be useful.
- Individuals listed a number of materials that they considered to be fuels if burned for energy recovery. These will be discussed further at the next meeting.
- In discussing the definitions, several members stressed that if materials are regulated under section 112 rather than section 129, regulation of small sources and good combustion practices should be considered by the Work Groups. Members suggested including such points in their report to the CC.

ACTION ITEMS

- Marvin Schorr will fax subgroup members information on DOE definitions of “waste fuels.”
- EPA will consider appropriate mechanisms for providing Work Groups information on requirements for assessing small sources and other aspects of section 112 regulation.

- Members who listed materials that they consider to be fuels should provide available information on the characteristics of the materials.
- EPA will e-mail the lists of potential fuels and associated rationales from today's meeting to all subgroup members by September 23.
- Jeff Shumaker will e-mail EPA the summary table of potential fuels he passed out at the previous meeting so EPA can e-mail it to subgroup members.
- All subgroup members will e-mail to Jim Eddinger whether they consider each of the listed materials to be fuels or wastes and their concerns by September 30. EPA will compile and distribute the results.
- Members should also submit suggestions for criteria for use in the fuel definition by September 30. EPA will forward these suggestions to all subgroup members.

Next Meeting

The next meeting is October 14, from 9 a.m. to 4 p.m. at the EPA facility in Waterside Mall, Washington, DC. Agenda items are:

- Review DOE and FERC waste fuel definition materials
- Define fuel
- Test draft fuel definition to see if it works with a range of materials and situations.